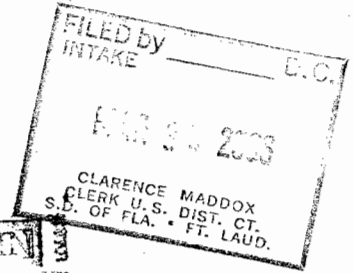


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

06-60094 CR - LENARD

8 U.S.C. § 1324(a)(2)(B)(ii)
8 U.S.C. § 1324(a)(1)(A)(i)
18 U.S.C. § 1111
18 U.S.C. § 7
18 U.S.C. § 2



UNITED STATES OF AMERICA,

Plaintiff,

vs.

ZHIVARGO MCBRIDE and
DEVON RUSSELL,

Defendants.

INDICTMENT

The Grand Jury charges that:

COUNTS 1-8
(Alien Smuggling for Profit)

On or about November 5, 2005, in Broward County, in the Southern District of Florida,
and elsewhere, the defendants,

ZHIVARGO MCBRIDE and
DEVON RUSSELL,

did knowingly bring and attempt to bring aliens to the United States, as set forth below in Counts
1 - 8, for the purpose of commercial advantage and private financial gain, knowingly and in

reckless disregard of the fact that such aliens had not received prior official authorization to come to, enter, and reside in the United States, regardless of any official action which might later be taken with respect to such aliens;

COUNT	DEFENDANT	ALIEN
1	ZHIVARGO MCBRIDE and DEVON RUSSELL	D.T.
2	ZHIVARGO MCBRIDE	I.P.
3	ZHIVARGO MCBRIDE	A.T.
4	ZHIVARGO MCBRIDE	C.T.
5	ZHIVARGO MCBRIDE	K.D.
6	ZHIVARGO MCBRIDE	W.B.
7	ZHIVARGO MCBRIDE	M.S.
8	ZHIVARGO MCBRIDE	Y.F.

All in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii) and Title 18, United States Code, Section 2.

COUNT 9

(Bringing in Aliens at a Place Other than a Designated Port of Entry Resulting in Death)

On or about November 5, 2005, in Broward County, in the Southern District of Florida, and elsewhere, the defendants,

ZHIVARGO MCBRIDE and
DEVON RUSSELL,

did knowingly bring and attempt to bring to the United States an alien, that is, D.T., knowing that such person was an alien, at a place other than a designated port of entry and at a place other than as designated by the Commissioner of the Immigration and Naturalization Service or the Secretary of Homeland Security, with said conduct resulting in the death of D.T., in violation of

Title 8, United States Code, Sections 1324(a)(1)(A)(i), 1324(a)(1)(A)(v)(II), 1324(a)(1)(B)(iv), and Title 18, United States Code, Section 2.

COUNT 10

(Bringing in Aliens at a Place Other than a Designated Port of Entry Resulting in Death)

On or about November 5, 2005, in Broward County, in the Southern District of Florida, and elsewhere, the defendant,

ZHIVARGO MCBRIDE,

did knowingly bring and attempt to bring to the United States an alien, that is, I.P., knowing that such person was an alien, at a place other than a designated port of entry and at a place other than as designated by the Commissioner of the Immigration and Naturalization Service or the Secretary of Homeland Security, with said conduct resulting in the death of I.P., in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(i), 1324(a)(1)(A)(v)(II), 1324(a)(1)(B)(iv), and Title 18, United States Code, Section 2.

COUNT 11

(Bringing in Aliens at a Place Other than a Designated Port of Entry Resulting in Death)

On or about November 5, 2005, in Broward County, in the Southern District of Florida, and elsewhere, the defendant,

ZHIVARGO MCBRIDE,

did knowingly bring and attempt to bring to the United States an alien, that is, A.T., knowing that such person was an alien, at a place other than a designated port of entry and at a place other than

as designated by the Commissioner of the Immigration and Naturalization Service or the Secretary of Homeland Security, with said conduct resulting in the death of A.T., in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(i), 1324(a)(1)(A)(v)(II), 1324(a)(1)(B)(iv), and Title 18, United States Code, Section 2.

COUNT 12
**(Bringing in Aliens at a Place Other than a Designated Port of Entry
Resulting in Serious Bodily Injury)**

On or about November 5, 2005, in Broward County, in the Southern District of Florida, and elsewhere, the defendant,

ZHIVARGO MCBRIDE,

did knowingly bring and attempt to bring to the United States an alien, that is, Y.F., knowing that such person was an alien, at a place other than a designated port of entry and at a place other than as designated by the Commissioner of the Immigration and Naturalization Service or the Secretary of Homeland Security, with said conduct placing in jeopardy the life of and causing serious bodily injury to Y.F., in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(i), 1324(a)(1)(A)(v)(II), 1324(a)(1)(B)(iii), and Title 18, United States Code, Section 2.

COUNT 13
(Second Degree Murder)

On or about November 5, 2005, in the Atlantic Ocean off the coast of Broward County, in the Southern District of Florida, a place within the special maritime and territorial jurisdiction of the United States, the defendant,

ZHIVARGO MCBRIDE,

with malice aforethought, did unlawfully kill D.T., by ordering her off a boat and into deep water, in violation of Title 18, United States Code, Sections 7(1), 1111, and 2.

COUNT 14
(Second Degree Murder)

On or about November 5, 2005, in the Atlantic Ocean off the coast of Broward County, in the Southern District of Florida, a place within the special maritime and territorial jurisdiction of the United States, the defendant,

ZHIVARGO MCBRIDE,

with malice aforethought, did unlawfully kill I.P., by ordering her off a boat and into deep water, in violation of Title 18, United States Code, Sections 7(1) and 1111, and 2.

COUNT 15
(Second Degree Murder)

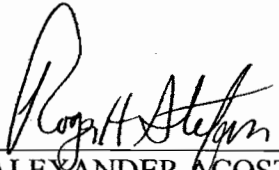
On or about November 5, 2005, in the Atlantic Ocean off the coast of Broward County, in the Southern District of Florida, a place within the special maritime and territorial jurisdiction of the United States, the defendant

ZHIVARGO MCBRIDE,

with malice aforethought, did unlawfully kill A.T., by ordering her off a boat and into deep water, in violation of Title 18, United States Code, Sections 7(1) and 1111, and 2.

A TRUE BILL

FOREPERSON

for 

R. ALEXANDER ACOSTA
UNITED STATES ATTORNEY



MARC S. ANTON
SPECIAL ASSISTANT U.S. ATTORNEY